

In the United States Court of Federal Claims

No. 22-443C

(Filed: June 8, 2022)

NOT FOR PUBLICATION

ADOLPH R.O. WRIGHT,

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Plaintiff,

*

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v.

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THE UNITED STATES,

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Defendant.

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ORDER

Mr. Adolph Wright, proceeding *pro se*, filed this civil action against the United States of America. To proceed with a civil action in this Court, a plaintiff must either pay \$402.00 in fees—a \$350.00 filing fee plus a \$52.00 administrative fee—or request authorization to proceed without prepayment of fees by submitting a signed application to proceed *in forma pauperis* (“IFP”). See 28 U.S.C. §§ 1914, 1915.

Mr. Wright submitted his complaint and amended complaint without the filing fees or a completed IFP application. In an order dated April 25, 2022, this Court ordered Mr. Wright to either pay the \$402.00 in required fees or submit an IFP application within thirty days. See Order (ECF 6). To date, Mr. Wright has failed to comply with this Court’s previous order.

This Court may dismiss a case for failure to prosecute when the plaintiff “fails ... to comply with these rules or a court order.” RCFC 41(b). Here, Plaintiff’s failure to comply with an order directing him to pay the filing fee or establish grounds for proceeding *in forma pauperis* justifies dismissal. See, e.g., *Bryant v. United States*, 618 F. App’x 683, 686 (Fed. Cir. 2015) (“If a party fails to pay the requisite filing fee, despite adequate notice and ample opportunity to do so, the Claims Court acts within its discretion when it dismisses the action.”). As a result, this action is **DISMISSED** without prejudice for failure to prosecute under Rule 41 of the Rules of the United States Court of Federal Claims.

On May 11, 2022, the Court received a document from the Plaintiff entitled “NOTICE Free Court Filing.” The document shall be **FILED BY MY LEAVE**. Given that it does not appear to be a request for leave to proceed *in forma pauperis*, to the extent it requests any relief it is **DENIED AS MOOT**.

The Clerk of the Court is directed to enter judgment accordingly.

IT IS SO ORDERED.

s/ Stephen S. Schwartz
STEPHEN S. SCHWARTZ
Judge